PTO-1390 (Rev. 07-2005)

Approved for use through 3/31/2007. OMB 0651-0021

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TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER DJKIM.GENO.PT1

DJKIM.GENO.PT1

37 CFR 1.5) **CONCERNING A SUBMISSION UNDER 35 U.S.C. 371** INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED PCT/KR2005/000453 February 18, 2005 February 20, 2004 TITLE OF INVENTION POLYPEPTIDE PARTICIPATING IN PYRIDOXINE BIOSYNTHESIS, POLYNUCLEOTIDE ENCODING THE POLYPETIDE AND THOSE USES APPLICANT(S) FOR DO/EO/US LEE, Dong-hee; KIM, Tae-hoon; HWANG, In-taek; CHO, Kwang-yun Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: 1. X This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items 3. (5), (6), (9) and (21) indicated below. The US has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is attached hereto (required only if not communicated by the International Bureau). b. X has been communicated by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). is attached hereto. has been previously submitted under 35 U.S.C. 154(d)(4). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) are attached hereto (required only if not communicated by the International Bureau). have been communicated by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. X An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. X An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. A preliminary amendment. 14. LX An Application Data Sheet under 37 CFR 1.76. A substitute specification. A power of attorney and/or change of address letter. 17. X A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. 18 l A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19 A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the complete form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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10/5 90°034			PCT/KR2005/		ATTORNEY'S DOCKET NUMBER DJKIM.GENO.PT1			
20. Other items or information:								
Return Receipt Postcard, a copy of the International Search Report								
The following fees have been submitted					CALCULATIONS PTO USE ONLY			
21. 🗶 Bas	ic national fee (37	CFR 1.492(a))	\$ 300.00	)				
22. 💢 Exar	mination fee (37 CF							
If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)\$0  All other situations						0		
23. X Search fee (37 CFR 1.492(b))  If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)						0		
TOTAL OF 21, 22 and 23 =								
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)).  The fee is \$250 for each additional 50 sheets of paper or fraction thereof.								
Total Sheets	Extra Sheets	a Sheets Number of each additional 50 or fraction thereof (round up to a whole number)						
- 100 =	/50 =	=		x \$250	\$			
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).								
CLAIMS	NUMB	ER FILED	NUMBER EXTRA RATE		\$			
Total claims		- 20 =		x \$50	\$			
Independent claims - 3 =				x \$200	\$			
MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$360								
TOTAL OF ABOVE CALCULATIONS =								
Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.								
SUBTOTAL =					\$ 500.0	0		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). +								
TOTAL NATIONAL FEE =								
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +								
TOTAL FEES ENCLOSED =						0		
					Amount to be refunded:	\$		
					Amount to be charged	\$		

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<ul> <li>a. X A check in the amount of \$ 500.00 to cover the above fees is enclosed.</li> <li>b. Please charge my Deposit Account No. in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.</li> <li>c. X The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 501037. A duplicate copy of this sheet is enclosed.</li> <li>d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</li> <li>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</li> </ul>							
INTELLECTUAL PROPERTY LAW GROUP L L P 12 S. FIRST STREET, 12TH FLOOR	SIGNATURE  Juneko Jackson  NAME  48,870  REGISTRATION NUMBER						
SAN JOSE, CA 95113							

## 10/590034

San Diego Emerald Plaza Center 402 West Broadway, Suite 400 San Diego, California 92101

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August 18, 2006

VIA EXPRESS MAIL EV331542322US

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Re:

SUBMISSION TO ENTER THE NATIONAL STAGE UNDER 35 U.S.C. 371

Title:

"POLYPEPTIDE PARTICIPATING IN PYRIDOXINE BIOSYNTHESIS,

POLYNUCLEOTIDE ENCODING THE POLYPETIDE AND THOSE USES"

Applicants: Inventors:

Genomine, Inc. and Korea Research Institute of Chemical Technology LEE, Dong-hee; KIM, Tae-hoon; HWANG, In-taek; CHO, Kwang-yun

Int'l Filing No.:

PCT/KR05/000453

Int'l Filing No.:

February 18, 2005

Priority Date:

February 20, 2004

Customer No.:

24943

Attorney Docket No.:

DJKIM.GENO.PT1

#### Dear Sir:

Please find enclosed the following:

- 1) a transmittal letter to the DO/EO/US concerning a filing under 35 U.S.C. 371 (Form PT0-1390);
- 2) an application data sheet (5 pages)
- a specification of 39 pages: a written description (23 pages), a set of claims (2 pages), an abstract (1 page);
   and a set of drawings (13 pages);
- 4) a paper copy of the written sequence listing (4 pages);
- 5) a computer readable form of the sequence listing on compact disc:
- 6) a signed joint declaration/power of attorney by the inventor (5 pages);
- an Information Disclosure Statement and Form PTO-1449 with copies of references cited;
- 8) a check for \$500.00 to cover the small entity national filing fee; and
- 9) a return receipt postcard.

37 CFR 1.821(f) -I hereby state the information recorded in computer readable form is identical to the written sequence listing.

The commissioner is hereby authorized to charge any underpayment or credit any overpayment to Deposit Account Number 501037. If you should have any questions, please contact us.

Sincerely,

INTELLECTUAL PROPERTY LAW GROUP LLP

Juneko Jackson (Reg. No.: 48,870)

**Enclosures** 

### **CERTIFICATE OF EXPRESS MAIL**

"EXPRESS MAIL" mailing label number: EV 331542322 US Date of Deposit: August 18, 2006

I hereby certify that the above-identified correspondence, which is attached, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. '140 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 223 3-1450.

Name of Person Mailing Paper or Fee

Signature